

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOISD
F I L E D
May 23, 2008
MAY 23 2008MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

ARTEMUS BANKS,)
Plaintiff,)
v.) Case No. 1:08-CV-02324
BAXTER INTERNATIONAL INC., a)
corporation; BAXTER HEALTHCARE)
CORPORATION, a corporation, and)
SCIENTIFIC PROTEIN LABORATORIES)
LLC, a limited liability company, ROBERT)
L. PARKINSON, JR., JAMES M.)
GATLING, and DAVID ROHRBACH,)
Defendants.)

AGREED MOTION TO EXTEND TIME TO ANSWER OR OTHERWISE RESPOND

Defendant Scientific Protein Laboratories LLC ("SPL") moves this Court for an extension of time for SPL to file its responsive pleading pending the Court's decision on the Motion to Stay Proceedings Pending Transfer to the Judicial Panel on Multidistrict Litigation of defendants Baxter International Inc., Baxter Healthcare Corporation, Robert L. Parkinson, Jr., and James M. Gatling ("Non SPL Defendants").

1. On May 12, 2008, Non SPL Defendants moved for a stay of all proceedings pending transfer to the Judicial Panel on Multidistrict Litigation, and the Court continued that motion until a hearing on Tuesday, May 27, 2008;
2. SPL's answer would be due Tuesday, May 27, 2008.

3. Counsel for Plaintiff and SPL agree to an extension of time for SPL to file its responsive pleading pending the Court's ruling on the motion to stay;

4. Should the Court deny the motion to stay, SPL will file its responsive pleading on an agreed upon date to be set at the May 27 hearing;

This the 22nd day of May, 2008.

Respectfully submitted,



Adam Le Berthon (*pro hac pending*)
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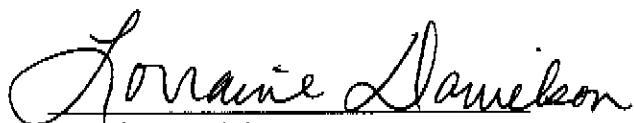
CERTIFICATE OF SERVICE

I, Lorraine Danielson, do hereby certify that on May 22, 2008, I caused a copy of the foregoing **AGREED MOTION TO EXTEND TIME TO ANSWER OR OTHERWISE RESPOND** to be served on Plaintiff's counsel by overnight delivery:

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This the 22nd day of May, 2008.



Lorraine Danielson